

STANDING CHAPTER 13 TRUSTEE ALEJANDRO OLIVERAS RIVERA
REPORT OF ACTION TAKEN
MEETING OF CREDITORS

In re:

ROSA L RODRIGUEZ TOLEDO

Case No. 11-02383-ESL

Chapter 13

Attorney Name: JOSE PRIETO CARBALLO ESQ*

I. Appearances Debtor <input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent Joint Debtor <input type="checkbox"/> Present <input type="checkbox"/> Absent Attorney for Debtor <input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent <input type="checkbox"/> Prose <input type="checkbox"/> Substitute	Date & Time: 4/26/2011 1:00:00PM <input checked="" type="checkbox"/> R <input type="checkbox"/> NR LV: to be determined <input type="checkbox"/> This is debtor(s) 0 Bankruptcy filing. Creditors: <div style="border: 1px solid black; height: 100px; margin-top: 10px;"></div>
II. Oath Administered <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
III. Plan Date: 03/23/2011 Base: \$34,000.00 Payments 0 made out of 1 due. Confirmation Hearing Date: 5/25/2011 9:00:00AM Evidence of Pmt shown: Yes	
Attorney's fees as per R. 2016(b) <div style="margin-top: 10px;"> $\\$3,000.00 - \\$146.00 = \\$2,854.00$ </div>	
IV. Status of Meeting <input checked="" type="checkbox"/> Closed <input type="checkbox"/> Not Held <input type="checkbox"/> Held/Continued <input type="checkbox"/> Held/Not Closed <input type="checkbox"/> Continued Continued Date: Comments:	
<input type="checkbox"/> M.T.D. to be filed by Trustee: Debtor(s) failed to: <input type="checkbox"/> Appear: <input type="checkbox"/> Commence payments <input type="checkbox"/> Keep payments current <input type="checkbox"/> does (do) not qualify as a debtor (§109): <input type="checkbox"/> MTD Already filed, see Docket: <input type="checkbox"/> Other:	

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(Cont.)

Trustee's Report on Confirmation

☐ FAVORABLE

☒ UNFAVORABLE

<input checked="" type="checkbox"/> Feasibility <input type="checkbox"/> Insufficiently funded <input type="checkbox"/> Unfair discrimination <input type="checkbox"/> Fails disposable income <input type="checkbox"/> Fails liquidation value test <input type="checkbox"/> Insuarence quote	<input type="checkbox"/> No provision for secured creditor(s) <input type="checkbox"/> Treat value of collateral separately <input type="checkbox"/> No provision for insurance <input type="checkbox"/> Tax returns missing <input checked="" type="checkbox"/> State - years06-08 SC 2781 (2009-2010) NO INCOME <input checked="" type="checkbox"/> Federal - years2007
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Pending/Items/ Documents:

<input type="checkbox"/> Assumption/Rejection executory contract <input type="checkbox"/> Appraisal <input type="checkbox"/> DSO Recipient's Information <input type="checkbox"/> Evidence of being current with DSO <input type="checkbox"/> Evidence of income	<input type="checkbox"/> Business Documents <input type="checkbox"/> Monthly reports for the months <input type="checkbox"/> Public Liability Insurance <input type="checkbox"/> Premises <input type="checkbox"/> Vehicle(s): <input checked="" type="checkbox"/> Licenses issued by:
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COMMENTS

1) Two commercial real properties are subject to debtor's inheritance interest. Debtors' parents divorced and the father remarried. Father then died, leaving a last will. Debtor has 2 siblings from one marriage and another sibling from father's side. Also inform with evidence if a third property (residential) is part of the deceased father's estate. Debtor believes it is owned solely by her step-mother.

2) Provide liquidation analysis regarding debtor's inheritance interest, including the widow usufruct calculation and provide copy of last will and any other document necessary to review value of debtor's inheritance interest.

3) Amend Schedule I and review number of dependents and provide their ages.

4) Debtor to address feasibility of plan since post-petition mortgage payments are not being made to BPPR.

s/Miriam Salwen

Date: 04/26/2011

Trustee/Presiding Officer

(Rev. 02/11)